

PASSED

Cherokee Council House
Cherokee, Qualla Boundary (NC)

Date: JAN 07 2016

RESOLUTION NO. 93 (2016)

WHEREAS, the Eastern Band of Cherokee Indians has the sovereign authority to exclude persons from lands of the Eastern Band in order to protect the integrity, law and order of those lands and the welfare of the members of the Tribe; and

WHEREAS, the Tribal Council has codified its authority to exclude persons from the lands of the Eastern Band at Chapter 2 of the Cherokee Code; and

WHEREAS, WILLIAM PARSONS is not a member of the Eastern Band of Cherokee Indians and is or has been entering or residing on Tribal lands; and

WHEREAS, on 1/4/2016 a warrant for arrest was issued by the Tribal Court for WILLIAM PARSONS for probable cause to believe that he had committed an act of violence in violation of Cherokee Criminal Code for the following offense:

a. Cherokee Code 14-40.56 Domestic Violence Assault on a Female; and

WHEREAS, Tribal Council may waive the ten day notice for exclusion proceedings for good cause shown and Tribal Council finds that good cause exists in this action to waive the notice period due to the extensive and violent criminal history of WILLIAM PARSONS; and

WHEREAS, Tribal Council finds that WILLIAM PARSONS is a threat to the law and order on Tribal lands and a threat to the welfare of enrolled members.

NOW THEREFORE, BE IT RESOLVED by the Tribal Council, in Council assembled, with a quorum Present, that WILL PARSONS is hereby permanently excluded from all Tribal lands of the Eastern Band of Cherokee Indians and is hereby notified and ordered to vacate all tribal lands subject to the exceptions below.

BE IT FURTHER RESOLVED that this permanent exclusion prohibits WILLIAM PARSONS from entering on or being present on Tribal lands for any purpose except as required by a subpoena issued by the Tribal Council, a Cherokee Court order including but not limited to a subpoena issued by the court, and judgments of the Cherokee Court sentencing detention into the tribal detention center.

BE IT FURTHER RESOLVED that if WILLIAM PARSONS is found on Tribal lands at any time after the effective date of this resolution, he shall be treated as a trespasser and appropriate legal action shall be taken against him.

BE IT FINALLY RESOLVED that all resolution inconsistent with this resolution are rescinded, and that this resolution shall become effective when ratified by the Principal Chief.

Submitted by the Vice Chief pursuant to Cherokee Code 2-7.

The attached Resolution/Ordinance No. 93 dated JANUARY 7, 2016 was:

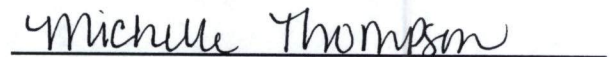
PASSED (x)

KILLED ()

and ratified in open Council on JANUARY 7, 2016 by 88 voting for the act
and 0 members voting against it as follows:

VOTE	FOR	AGAINST	ABSTAIN	ABSENT
Teresa McCoy	X			
Richard French	X			
Travis Smith	X			
B Ensley	X			
Anita Lossiah	X			
Brandon Jones	X			
Bill Taylor	X			
Bo Crowe				X
Adam Wachacha	X			
Albert Rose	X			
Marie Junaluska	X			
Tommye Saunooke	X			
	88	0	0	12


TRIBAL COUNCIL CHAIRMAN


ENGLISH CLERK


PRINCIPAL CHIEF

APPROVED (☒) VETOED ()

VETO UPHELD () VETO DENIED ()

DATE: 1-19-16

I hereby certify that the foregoing act of the Council was duly:

PASSED ()

KILLED ()

and ratified in open Council after the same has been interpreted by the Official Interpreter and
has been fully and freely discussed.

INTERPRETED ()

OMITTED ()